

**OPINION  
56-139**

July 2, 1956 (OPINION)

OFFICES AND OFFICERS

RE: Municipal - Interest in Contract

In your letter of June 29, 1956, you request the opinion of this office as to whether section 40-1305 of the Code (prohibiting officers from being interested in contracts or work of the municipality) would apply to a city commissioner who wishes to sell goods and services to the Park and Recreation Boards of which he is not a member.

In our opinion the above cited statute would not apply to your situation. That law was obviously designed to inhibit possibilities of corrupt practice; no such possibility presents itself under your facts and there is clearly no violation of the letter of the law.

LESLIE R. BURGUM

Attorney General